

## Certificate of Express Mailing Under 37 C.F.R. §1.10

I hereby certify that this correspondence along with the paper referred to as being attached or enclosed, are being deposited with the United States Postal Service as Express Mail, Certificate No. EL 75402770 US, on the date shown below in an envelope addressed to the Commissioner for Patents, U.S. Patent and Trademark Office, Washington, D.C. 20231.

Date: January 14, 2002

By:   
Linda Anders

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## FILING COMPLETION UNDER RULE 53(f)

(NOT PCT Applications)  
For Design, Provisional, or Utility Applications

PATENT  
APPLICATION

COMPLETION Under  
Rule 53(f)

In re PATENT APPLICATION of

Inventor(s): Dintzis, et al.

Appln. No.:	09	757,774	Atty.Dkt.
Series Code ↑		Serial No. ↑	P 041828
			M# 0276361
			Client Ref

Filed: January 9, 2001

Title: THERAPEUTIC SUPPRESSION OF SPECIFIC IMMUNE RESPONSES BY ADMINISTRATION OF OLIGOMERIC FORMS OF ANTIGEN OF CONTROLLED CHEMISTRY

Attn: Application Division

Hon. Commissioner of Patents  
Washington, DC 20231

Date: January 14, 2002

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:1. **Notice to File Missing Parts**  copy attached  not yet received2.  Signed Declaration attached.  Original  Facsimile/Copy

**\*\*A Petition to Correct Inventorship to Howard Dintzis and Renee Dintzis was previously filed in grand parent application Serial No. 08/391,267. Accordingly, James K. Blodgett of Broomfield, Colorado; John C. Cheronis of Lakewood, Colorado; and Gary Kirschenheuter of Arvada, Colorado ARE NOT inventors for this application.**

(Always "X" box 2 if filing signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or"X" box 2B only if none of the top three boxes of the Declaration is X'd.)2A.  Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.2B.  The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.3.  Specification originally filed in non-English language; hence verified translation attached of:a.  Abstractb. #  Pages of Specification(only spec. & claims)c.  Drawing(s)

No of Sheets

 Fig(s).4.  59 sheets of formal drawing attached.5.  Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.6. DOMESTIC/INTERNATIONAL priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	
(3)		(4)	

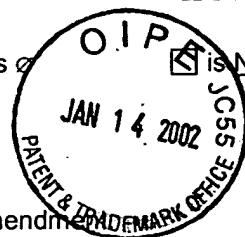
7. **REISON** priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in \_\_\_\_\_

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	
(3)		(4)	

9. \_\_\_\_\_ (No.) Certified copy (copies):  attached;  previously filed (date) \_\_\_\_\_ filed on \_\_\_\_\_

10. Small Entity Status  is Not claimed  is claimed (file PAT-256 if this is the first claim of Small Entity Status)

11.  Attached:



12.  Preliminary Amendment

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**

			Large/Small Entity		Fee Code
13. Basic Filing Fee .....	Design Application Not Design Application		\$330/\$165 \$740/\$370	+0	106/26 101/201
14. Total Effective Claims	32	minus 20 =	12	x \$18/\$9	+0
15. Independent Claims	5	minus 3 =	2	x \$84/\$42	+0
16. If any proper multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)			\$280/\$140	+0	104/204
17. Surcharge for filing Declaration/filing fee late			\$130/\$65	+65.00	105/205
18.			<b>FILING FEE ENCLOSED =</b>	<b>65.00</b>	
19. Original due date:	January 14, 2002				
20. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached		(1 mo) (2mos) (3mos) (4mos)	\$110/\$55 = \$400/\$200 = \$920/\$460 = \$1,440/\$720 =	+0	115/215 116/216 117/217 118/218
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee .....			\$130	+0	139
22. If "assignment" box 5 is X'd, add recording fee .....			\$40	+0	581
23. Petition Fee for			\$130	+0	
24.			<b>TOTAL FEE ENCLOSED =</b>	<b>\$65.00</b>	

Our Deposit Account No. 03-3975

Our Order No. 041828

0276361

C#

M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Winthrop LLP  
Intellectual Property Group**

50 Fremont Street,  
P.O. Box 7880  
San Francisco, CA 94105  
Tel: (619) 234-5000

Atty/Sec: RMB/lga

By Atty: Robert M. Bedgood Reg. No. 43,488  
Sig: Robert M. Bedgood Fax: (858) 509-4065  
Tel: (858) 509-4010

**NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments**

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

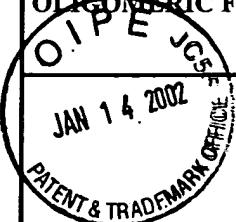
Applicant(s): Dintzis, et al.

Docket No.

041828/0276361

Serial No.  
09/757,774Filing Date  
January 9, 2001Examiner  
NYAGroup Art Unit  
NYA

Invention: **THERAPEUTIC SUPPRESSION OF SPECIFIC IMMUNE RESPONSES BY ADMINISTRATION OF  
OLIGOMERIC FORMS OF ANTIGEN OF CONTROLLED CHEMISTRY**



I hereby certify that this Response to Notice to File Missing Parts and Declaration and Power of Attorney  
(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under  
37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C.

20231-0001 on January 14, 2002  
(Date)

Linda Anders

(Typed or Printed Name of Person Mailing Correspondence)

A handwritten signature of Linda Anders.

(Signature of Person Mailing Correspondence)

EL 754037970 US

("Express Mail" Mailing Label Number)

01-17-02

Docket No.  
041828/0276361TRANSMITTAL LETTER  
(General - Patent Pending)In Re Application Of: *Dinios, et al.*Serial No. 09/757,774  
Filing Date January 9, 2001Examiner  
NYAGroup Art Unit  
NYATitle: THERAPEUTIC SUPPRESSION OF SPECIFIC IMMUNE RESPONSES BY ADMINISTRATION OF  
OLIGOMERIC FORMS OF ANTIGEN OF CONTROLLED CHEMISTRYTO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Transmitted herewith is:

1) Response to Notice to File Missing Parts of Application; 2) Copy of Notice to File Missing Parts of Application;  
 3) Declaration and Power of Attorney; 4) 59 sheets of formal drawings; 5) Certificate of Express Mailing;  
 and 6) reply postcard.

in the above identified application.

No additional fee is required.  
 A check in the amount of \_\_\_\_\_ is attached.  
 The Commissioner is hereby authorized to charge and credit Deposit Account No. 03-3975  
 as described below. A duplicate copy of this sheet is enclosed.  
 Charge the amount of \$65.00  
 Credit any overpayment.  
 Charge any additional fee required.

*Mark Bedgood*

Signature

Dated: January 14, 2002

Robert M. Bedgood  
Reg. No. 43,488

I hereby certify under 37 C.F.R. §1.10 that this document and corresponding transmittal documents are being deposited with the United States Postal Service as Express Mail Post Office on January 14, 2002, and is addressed to Commissioner for Patents, Washington, D.C. 20231.

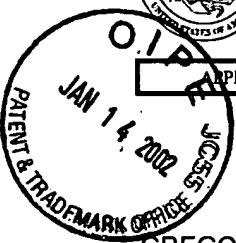
Linda Anders  
Printed NameEL 75403 PT70 US  
Express Mail Label No.*Linda Anders*  
Signaturecc: SF Docketing  
R berta Miles



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/757,774	01/09/2001	Renee Z. Dintzis	07265-124005



GREGORY P. EINHORN  
 Fish & Richardson P.C.  
 Suite 500  
 4350 La Jolla Village Drive  
 San Diego, CA 92122

#4

CONFIRMATION NO. 8467

## FORMALITIES LETTER



\*OC000000007062121\*

Date Mailed: 11/13/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
  - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

*A copy of this notice **MUST** be returned with the reply.*

01/23/2002 SPELLEI 00000046 033975 0975774  
 01 FC:055 65.00 CH

---

## Customer Service Center

**Initial Patent Examination Division (703) 308-1202**

**PART 2 - COPY TO BE RETURNED WITH RESPONSE**



卷之三